IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attomey Docket No.: 24741-1529

Applicant: D

DAHM et al.

Appl. No.:

09/890,649

Examiner: Unassigned

Filing

October 26, 2001

Art Unit: Unassigned

Date:

Title:

METHOD FOR THE ENRICHMENT OR DEPLETION OF TUMOR CELLS FROM A BODY FLUID AND KIT SUITABLE THEREFOR

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56 and 37 CFR §1.97

Commissioner for Patents Washington, D.C. 20231

Sir:

Listed on the attached Form PTO/SB/08A is a document known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56. A copy of the listed document is being submitted to comply with the provisions of 37 C.F.R. §1.97-§1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

TIMING/FEE

The instant Information Disclosure Statement is being filed in compliance with 37 CFR §1.97(b) prior to the mailing date of the first official action, therefore, no fee is required in connection with its filing.

Applicants respectfully request that the listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Date: Oct. 25, 2001

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Respectfully submitted,

Patricia D. Granados Attorney for Applicant Registration No. 33,683 Customer No. 26633

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)			APPLICANT DAHM et al.			
			FILING DATE October 26, 2001		GROUP Unassigged	
		U.	S. PATENT DOCUMENTS		1 /	
	DOCUMENT NUMBER	DATE (MD/Y)	NAME	CLASS	SUBCLASS	FILING DATE IF
A1	3,741,400	06/26/73	Dick		1	
A2	3,887,464	06/03/75	Ayres		1/1	
A3	3,945,928	03/23/76	Ayres	1	1,0	
A4	5,270,171	12/14/93	Cercek et al.			
A5		11/26/96	Van Vlasselaer			10
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A8	5,840,502			1 8		`
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	A1 A2 A3 A4 A5 A6 A7 A8 A10 A11 A12	BY APPLICANT several sheets if necessary) DOCUMENT NUMBER A1 3,741,400 A2 3,887,464 A3 3,945,928 A4 5,270,171 A5 5,577,513 A6 5,663,051 A7 5,807,744 A8 5,840,502 DOCUMENT NUMBER A9 WO 97/21488 A10 0 566 252 A2 A11 0 875 202/A2 A12 WO 86/07097 A13 WO 00/46585 A3	BY APPLICANT several sheets if necessary) U. DOCUMENT (WD/Y) A1 3,741,400 06/26/73 A2 3,887,464 06/03/75 A3 3,945,928 03/23/76 A4 5,270,171 12/14/93 A5 5,577,513 11/26/96 A6 5,663,051 09/02/97 A7 5,807,744 09/15/98 A8 5,840,502 11/24/98 FORE DOCUMENT (NUMBER (NYO/Y) A9 WO 97/21488 96/19/97 A10 0 566 252 A2 10/20/93 A11 0 875 202/A2 04/25/98 A12 WO 86/07097 03/07/96 A13 WO 00/46585 08/10/00 A3	ON DISCLOSURE STATEMENT BY APPLICANT P. several sheets if necessary) DOCUMENT NUMBER A1 3,741,400 A2 3,887,464 A3 3,945,928 A4 5,270,171 D6/06/96 A5 5,577,513 D9/02/97 D0/03/96 DOCUMENT NUMBER A2 5,840,502 D1/24/98 D2/24/98 D2/24/98	ON DISCLOSURE STATEMENT BY APPLICANT P several sheets if necessary) DOCUMENT NUMBER A2 3.887,464 A3 3,945,928 A4 5,270,171 D5,577,513 D6,663,051 A5 5,663,051 D9/02/97 DOCUMENT A6 5,867,744 D9/15/98 DOCUMENT A7 5,807,744 D9/15/98 DOCUMENT D9/12/98 DOCUMENT DATE CLASS A3 3,945,928 A4 5,270,171 DOCUMENT D47 A5 5,577,513 DOCUMENT D47 A6 5,663,051 D9/02/97 Viasselaer FOREIGN PATENT DOCUMENTS DOCUMENT NUMBER A8 5,840,502 DATE COUNTRY CUNTRY COUNTRY A9 WO 97/21488 DOCUMENT NUMBER A10 0 566 252 A2 D0/20/93 DOCUMENT NUMBER A2 0 5,840,502 D0/20/93 DOCUMENT NUMBER A3 0 5,840,502 DOCUMENT NUMBER A3 0 5,840,502 DOCUMENT NUMBER A4 5,270,171 D0/20/93 DOCUMENT NUMBER A4 5,270,171 D0/20/93 DOCUMENT NUMBER A5 0 5,840,502 D0/20/97 D0/	24741-1529 99/890,649

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.